

Before the Board of Zoning Adjustment, D.C.

PUBLIC HEARING - May 13, 1970

Appeal No. 10374 James Burton, appellant.

THE ZONING ADMINISTRATOR OF THE DISTRICT OF COLUMBIA, appellee.

On motion duly made, seconded and unanimously carried, the following Order of the Board was entered at the meeting of May 19, 1970.

EFFECTIVE DATE OF ORDER - February 1, 1971

ORDERED:

That the appeal for variance from the provisions of Section 7205 to permit parking space in front of and within 10 feet of building and 3 feet from side property line at 4836 Bass Place, S.E., lot 34, Square 5347, be granted.

FINDINGS OF FACT:

1. The subject property is located in an R-2 District.
2. The subject property is improved with a two (2) story brick single family dwelling.
3. Appellant proposes to construct a parking space in front of and within 10 feet of building and 3 feet from side property line on the property.
4. Appellant alleged that there is no access to the rear of the property for the parking and due to the parking situation in the area, a parking space is needed.
5. No opposition was registered at the public hearing to the granting of this appeal.

OPINION:

We are of the opinion that appellant has proved a hardship within the meaning of the variance clause of the Zoning Regulations

Appeal No. 10374
Page 2
February 1, 1971

and that a denial of the requested relief will result in peculiar and exceptional practical difficulties and undue hardship upon the owner.

Further, we hold that the requested relief can be granted without substantial detriment to the public good and without substantially impairing the intent, purpose and integrity of the zone plan as embodied in the Zoning Regulations and Map.

The Board reserves the right to direct revocation of the occupancy permit upon a proper showing that any terms or conditions of this Order have been violated.

BY ORDER OF THE D. C. BOARD OF ZONING ADJUSTMENT

ATTESTED:

By: 
PATRICK E. KELLY
Secretary of the Board

THAT THE ORDER OF THE BOARD IS VALID FOR A PERIOD OF SIX MONTHS ONLY UNLESS APPLICATION FOR A BUILDING AND/OR OCCUPANCY PERMIT IS FILED WITH THE DIRECTOR OF INSPECTIONS WITHIN A PERIOD OF SIX MONTHS AFTER THE EFFECTIVE DATE OF THIS ORDER.